

S/N 09/706,849

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alan S. Fisher et al.

Examiner: Kelly Campen

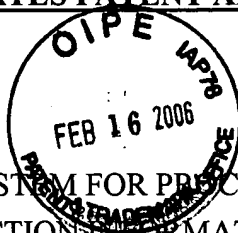
Serial No.: 09/706,849

Group Art Unit: 3624

Filed: November 7, 2000

Docket: 2043.086US2

Title: METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING  
ELECTRONIC AUCTION INFORMATION



PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

A Notice of Abandonment dated January 30, 2006 for the above-identified patent application was received by our office on February 3, 2006. The Notice alleges that Applicants failed to timely file a proper reply to the Office Action dated July 18, 2005.

Applicants respectfully disagree. Applicants filed a response to the Office Action on January 18, 2006, with a Certificate of Mailing reflecting the same. In return, Applicants received a PTO-stamped postcard acknowledging receipt of the submitted Response by the USPTO. True and accurate copies of the documents mailed January 18, 2006, along with a copy of the PTO-stamped postcard are enclosed. Therefore, Applicants submit that the response was timely filed and respectfully request reconsideration of the holding of abandonment.

It is believed that there is no action or omission by Applicants to support a holding that the above-identified application was or is abandoned. Accordingly, it is respectfully requested that the abandonment holding be withdrawn and prosecution resumed as soon as possible.

**CONCLUSION**

It is Applicants' understanding that no fee is required for a petition to withdraw a holding of abandonment; *see* MPEP 711.03(c), and therefore no fee is enclosed. However, if a fee is required, please charge it to Deposit Account No. 19-0743.

The Examiner is invited to telephone Applicants' attorney at 408-278-4042 to facilitate prosecution of this application.

Respectfully submitted,


ALAN S. FISHER ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
408-278-4042

Date 02/14/06

By

  
Andre L. Marais  
Reg. No. 48,095

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 14 day of February, 2006.

Peter DeBorja  
Name

  
Signature

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

In re Patent Application of: Alan S. Fisher et al.

Title: METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING  
ELECTRONIC AUCTION INFORMATION

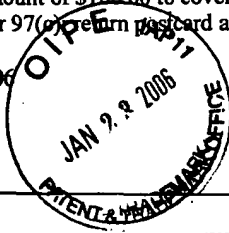
Serial No.: 09/706,849

Filing Date: November 7, 2000

**CONTENTS:** Amendment and Response (12 pgs.); Petition for Extension of Time (1 pg.), including authorization to charge Deposit Account 19-0743 in the amount of \$1020.00 to cover the Extension of Time Fee; Supplemental Information Disclosure Statement (2 pgs.), Form 1449 (2 pgs.), copies of 24 cited documents, and authorization to charge Deposit Account 19-0743 in the amount of \$180.00 to cover the fee for consideration of Information Disclosure Statement under 97(c) return postcard and transmittal sheet.

Mailed: January 18, 2006  
ALM/pwr

Docket No.: 2043.086US2  
Due Date: January 18, 2006



**COPY**



# COPY

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

In re Patent Application of: Alan S. Fisher et al.

Title: METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING  
ELECTRONIC AUCTION INFORMATION

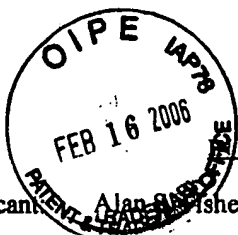
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Mailed: January 18, 2006  
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Docket No.: 2043.086US2  
Due Date: January 18, 2006



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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alan S. Fisher et al.

Title: **METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING ELECTRONIC AUCTION INFORMATION**

Docket No.: 2043.086US2  
Filed: November 7, 2000  
Examiner: Kelly Scaggs Campen

Serial No.: 09/706,849  
Due Date: January 18, 2006  
Group Art Unit: 3624

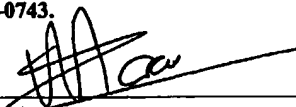
**MS Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ Amendment and Response (12 pgs.).
- ☒ Petition for Extension of Time (1 pg.), including authorization to charge Deposit Account 19-0743 in the amount of \$1020.00 to cover the Extension of Time Fee.
- ☒ Supplemental Information Disclosure Statement (2 pgs.), Form 1449 (2 pgs.), copies of 24 cited documents, and authorization to charge Deposit Account 19-0743 in the amount of \$180.00 to cover the fee for consideration of Information Disclosure Statement under 97(c).
- ☒ Return postcard.

Please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

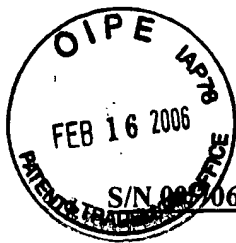
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
Customer Number 49845

By:   
Atty: Andre L. Marais  
Reg. No. 48,095

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18 day of January, 2006.

Peter Rebuffoni  
Name

Peter Rebuffoni  
Signature



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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Alan S. Fisher et al.

Examiner: Kelly Scaggs Campen

Serial No.: 09/706,849

Group Art Unit: 3624

Filed: November 7, 2000

Docket No.: 2043.086US2

Title: METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING  
ELECTRONIC AUCTION INFORMATION

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**AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This responds to the Office Action mailed on July 18, 2005. Please amend the above-identified patent application as follows.

This response is accompanied by a Petition, as well as the appropriate fee, to obtain a 3-month extension of the period for responding to the Office Action, thereby moving the deadline for response from October 18, 2005 to January 18, 2006.

# COPY

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

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## IN THE ABSTRACT OF THE DISCLOSURE

Please amend the Abstract as follows:

~~A system and method for conducting a multi-person, interactive auction, in a variety of formats, without using a human auctioneer to conduct the auction. The system is preferably implemented in software. The system allows a group of bidders to interactively place bids over a computer or communications network. Those bids are recorded by the system and the bidders are updated with the current auction status information. When appropriate, the system closes the auction from further bidding and notifies the winning bidders and losers as to the auction outcome.~~

A system and method for conducting an auction through a computer network. The system comprising a merchandise posting mechanism configured to post merchandise information from at least one seller, the information being accessible through the computer network and describing at least one in a plurality of lots available for auction, each lot including at least one item, the posting means available to add a lot for auction during an auction of another lot; a bid receiver to receive a bid for at least a portion of a lot of the plurality of lots; a bid validator to examine the received bid and to store the bid in a bid database; and an auction manager that queries the bid database to automatically determine whether the bid is successful or unsuccessful.

## IN THE CLAIMS

Please amend the claims as follows:

1.-17 Canceled

18. (Previously Presented) A computer system for conducting an auction through a computer network, the system comprising:

a posting means for posting to a computerized merchandise catalog information that is accessible through the computer network, the information describing each lot in plurality of lots available for auction, each lot including at least one item, the posting means being available to add a lot for auction during an auction of another lot, wherein the information related to items in each lot is automatically updated in the merchandise catalog as items in each lot are made available for auction;

a bid receiving means for receiving a bid for at least a portion of a lot of the plurality of lots;

a bid validation means for examining the bid; and

a bid categorizing means for determining whether the bid is successful or unsuccessful.

19. (Previously Presented) The computer system in claim 18, further comprising an auction selection means for associating each lot of the plurality of lots with an auction format selected from a plurality of auction formats.

20. (Previously Presented) The computer system in claim 19, wherein an auction format of the plurality of auction formats comprises one selected from the group comprising: Dutch auction, standard auction, progressive auction, and buy or bid auction.

21. (Currently Amended) The computer system in claim 18, wherein the bid receiving means receives the bid from a bid form.



# COPY

22. (Previously Presented) The computer system in claim 18, wherein the posting means is adapted to receive a message posted through the computer network corresponding to a lot and to post the message in association with the descriptive information for that lot.

23. (Previously Presented) The computer system in claim 22, wherein the message received and posted by the posting means includes a text message from a bidder corresponding to a lot.

24. (Currently Amended) The computer system of claim ~~[[19]]~~ 18, wherein the bid receiving means is for receiving bids on at least two lots that are simultaneously open for auction, the at least two lots having different associated auction formats, and wherein the bid categorizing the means is for automatically categorizing the received bids as successful or unsuccessful in accordance with the associated auction format for each lot.

25. (Previously Presented) The computer system of claim 18, further comprising proxy bidding means for automatically generating for the portion of the lot a subsequent bid based upon an initial bid provided by a bidder.

26. (Currently Amended) A method for conducting an auction business through a computer network, the method comprising the steps of:

posting by at least one seller on a computerized merchandise catalog information that is descriptive of a lot of a plurality of lots available for auction, each lot including at least one item;

adding a lot to the plurality of lots during an auction of another lot of the plurality of lots by posting on the computerized merchandise catalog information that is descriptive of items in the added lot, wherein the information pertaining to the added lot is added to the merchandise catalog as at least a portion of a lot of the plurality of lots is made available for auction;

receiving a bid from a bidder for at least a portion of a lot of the plurality of lots;

validating one or more of a format and a content of the bid; and

determining whether the bid for the at least the portion of the lot is successful or unsuccessful.

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27. (Previously Presented) The method in claim 26, further comprising associating each lot of the plurality of lots with an auction format selected from a plurality of auction formats.
28. (Previously Presented) The method of claim 27, wherein an auction format of the plurality of auction formats comprises one selected from the group comprising: Dutch auction, standard auction, progressive auction, and buy or bid auction.
29. (Previously Presented) The method of claim 26, wherein the step of receiving further comprises the step of receiving the bid from a bid form.
30. (Previously Presented) The method in claim 26, further comprising the step of receiving an electronic message pertaining to at least a portion of a lot and posting the electronic message in association with the descriptive information for that lot.
31. (Previously Presented) The method of claim 30, wherein the electronic message includes a text message.
32. (Currently Amended) The method of claim ~~[[27]]~~ 26, wherein the step of receiving further comprises receiving bids on at least two lots that are simultaneously open for auction, the at least two lots having different associated auction formats.
33. (Previously Presented) The method in claim 32, wherein the step of determining further comprises the step of automatically categorizing the received bids as successful or unsuccessful in accordance with an associated auction format associated with each lot.
34. (Currently Amended) The method in claim ~~[[27]]~~ 26, further comprising the step of automatically generating for the portion of the lot a subsequent bid based upon an initial bid provided by a bidder.

35. (Currently Amended) A computer-readable medium containing instructions for controlling a computer to conduct an auction through a computer network comprising the steps of:

posting by at least one seller on a computerized merchandise catalog information that is descriptive of at least one of a plurality of lots available for auction, each lot having at least one item;

either adding items to or deleting items from a lot of the plurality of lots available for auction and posted to the merchandise catalog during an auction of another lot of the plurality of lots, wherein information relating to an item in a lot is added to or deleted from the merchandise catalog as items in each lot are to be either made available for auction or no longer available for auction;

receiving a bid for a portion of a lot from the plurality of lots from a bidder;

validating one or more of a format and a content of the bid; and

determining whether the received bid is successful or unsuccessful.

36. (Previously Presented) The computer-readable medium in claim 35, further comprising instructions for associating each lot of the plurality of lots with an auction format selected from a plurality of auction formats so that at least two lots have different associated auction formats.

37. (Previously Presented) The computer-readable medium in claim 36, wherein an auction format of the plurality of auction formats comprises one selected from the group comprising: Dutch auction, standard auction, progressive auction, and buy or bid auction.

38. (Previously Presented) The computer-readable medium in claim 35, further comprising instructions for receiving the bid for the lot from a bid form.

39. (Previously Presented) The computer-readable medium in claim 35, further comprising instructions for receiving a message pertaining to at least a portion of a lot and posting the message in association with the descriptive information for that lot.

40. (Previously Presented) The computer-readable medium in claim 39, wherein the message posted includes a text message.

41. (Previously Presented) The computer-readable medium in claim 35, wherein the instructions for receiving further comprises instructions for receiving bids on at least two lots that are simultaneously open for auction, the at least two lots having different associated auction formats.

42. (Previously Presented) The computer-readable medium in claim 41, wherein the instructions for determining further comprises instructions for automatically categorizing the received bids as successful or unsuccessful in accordance with the associated format for each lot.

43. (Previously Presented) The computer-readable medium in claim 35, further comprising the step of automatically generating for the portion of the lot a subsequent bid based upon an initial bid provided by a bidder.

44. (Currently Amended) A system for conducting an auction through a computer network, the system comprising:

- a merchandise posting mechanism configured to post merchandise information from at least one seller, the information being accessible through the computer network and describing at least one in a plurality of lots available for auction, each lot including at least one item, the posting means available to add a lot ~~[[of]]~~ for auction during an auction of another lot;

- a bid receiver to receive a bid for at least a portion of a lot of the plurality of lots;

- a bid validator to examine the received bid and to store the bid in a bid database; and

- an auction manager that queries the bid database to automatically determine whether the bid is successful or unsuccessful.

45. (Previously Presented) The computer system in claim 44, further comprising an auction selector to associate each lot of the plurality of lots with an auction format selected from a plurality of auction formats, at least two lots having different associated auction formats.

46. (Previously Presented) The computer system in claim 45, wherein an auction format of the plurality of auction formats comprises one from the group comprising: Dutch auction, standard auction, progressive auction, and buy or bid auction.

47. (Previously Presented) The computer system in claim 44, wherein the bid receiver receives the bid through a bid form.

48. (Previously Presented) The computer system in claim 44, wherein the merchandise posting mechanism is configured to receive a message posted through the computer network pertaining to at least a portion of a lot and to post the message in association with the descriptive information for that lot.

49. (Previously Presented) The computer system in claim 48, wherein the message posted by the posting mechanism includes a text message.

50. (Previously Presented) The computer system in claim 44, wherein the bid receiver receives bids on at least two lots that are simultaneously open for auction, the at least to lots having different associated auction formats.

51. (Previously Presented) The computer system in claim 50, wherein the auction manager automatically categorizes the received bids as successful or unsuccessful in accordance with the selected auction format for each lot.

52. (Previously Presented) The computer system in claim 44, further comprising proxy bidding means for automatically generating for the portion of the lot a subsequent bid based upon an initial bid provided by a bidder.

## REMARKS

This responds to the Office Action mailed on July 18, 2005, and the references cited therewith.

Claims 21, 24, 26, 32, 34, 35, and 44 are amended; as a result, claims 18-52 are now pending in this application.

Claims 21, 24, 32, 34, and 44 were amended to correct typographical errors.

As in initial note, to the extent that any cited reference relied on can be overcome as provided under 37 C.F.R. § 1.131, Applicants reserves the right to swear behind these references as provided under 37 C.F.R. § 1.131.

### Specification Objections

The abstract of the disclosure was objected to as containing purported merits or speculative applications. Applicants have amended the abstract and now believe that it is in allowable form. Thus, Applicants respectfully request withdrawal of the objection.

### Claim Objections

Claim 21 was objected to as containing a typographical error. Applicants have amended claim 21 to correct the typographical error.

### §103 Rejection of the Claims

Claims 18-52 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Woolston (U.S. 5,845,265) in view of Nahan (U.S. 5,664,111). Applicants respectfully disagree with this rejection for the reasons set out below.

### Concerning Claims 18, 26, 35, and 44

As an initial note, Applicants recognize that the Office Action apparently only relies on one reference, namely Woolston, to demonstrate disclosure, teaching, or suggestion of the claimed elements. Regardless of this fact, Applicants respectfully submit that no *prima facie* case of obviousness presently exists because the cited portions of Woolston do not disclose, teach, or suggest, all elements of independent claims 18, 26, 35, and 44.

The Office Action concedes that there is no disclosure (and accordingly no teaching, or suggestion) of “a bid validation means for examining a bid” as presently recited in claim 18, and similarly recited in claims 26, 35, and 44. However, the Office Action, relying on Woolston, then goes on to contend that “it would be obvious of one of ordinary skill in the art at the time the invention was made to use the transaction clearing means as a way of validating a bid.” (Office Action at page 4). However, the “clear charge” step as described in Woolston apparently occurs after the bidding process is complete and a sale transaction is imminent. (Woolston at col. 12, lines 20-49). So, it may be more correct to label the “clear charge” step a payment validation step, instead of a bid validation step. Thus, Applicants submits that this is an unsupported assertion.

Further, Applicants cannot find in the cited portions of Woolston “a posting means for posting to a computerized merchandise catalog ... the posting means being available to add a lot for auction during an auction of another lot” as presently recited in claim 18, and similarly recited in claims 26, 35, and 44.

Thus, because the cited portions of the references do not disclose, teach, or suggest all of the subject matter of claims 18, 26, 35, and 44, Applicants respectfully request withdrawal of this basis of rejection of these claims.

Furthermore, Applicants respectfully submit that the above-identified assertion amounts to a form of Official Notice, which is timely traversed herein under M.P.E.P. § 2144.03, and if the Examiner is aware of a reference providing support for the assertion, citation of such reference is respectfully requested. If a reference cannot be provided, Applicants submit the assertion is formed on personal knowledge and Applicants request that an affidavit is provided, as required by 37 C.F.R. § 1.104(d), or removal of this 35 U.S.C. § 103 basis of rejection.

### Concerning Claims 20, 28, 37, and 46

The Office Action took official notice of the use of a “Dutch auction, standard auction, progressive auction, and buy or bid auctions when auctioning goods or services.” Applicants respectfully traverse this official notice and request the Examiner to provide a reference that describes such an element. Absent a reference, it appears that the Examiner is using personal

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AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

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knowledge, so the Examiner is respectfully requested to submit an affidavit as required by 37 C.F.R. § 1.104(d)(2).

*Concerning Remaining Dependent Claims*

The remaining dependent claims depend on independent claims 18, 26, 35, and 44 respectively, and accordingly incorporate the limitations of each of these independent claims. These dependent claims are accordingly believed to be patentable for the reasons stated herein. Thus, Applicants respectfully request withdrawal of this basis of rejection for these claims.



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## CONCLUSION

Applicants respectfully submit that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicants' attorney at 408-278-4042 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

ALAN S. FISHER ET AL.

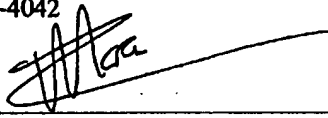
By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
408-278-4042

Date

01/17/06

By

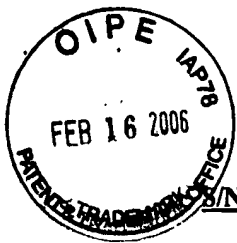
  
Andre L. Marais  
Reg. No. 48,095

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Name

Peter Rabuffani

  
Signature



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S/N 09/706,849

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Alan S. Fisher et al.	Examiner:	Kelly Campen
Serial No.:	09/706,849	Group Art Unit:	3624
Filed:	November 7, 2000	Docket No:	2043.086US2
Title	METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING ELECTRONIC AUCTION INFORMATION		

**PETITION FOR A THREE-MONTH EXTENSION OF TIME**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In accordance with the provision of 37 CFR § 1.136(a), it is respectfully requested that a three-month extension of time be granted in which to respond to the Office Action mailed July 18, 2005, said period of response being extended from October 18, 2005 to January 18, 2006.

Please charge Deposit Account No. 19-0743 in the amount of \$1020.00 to cover the required extension fee. Please charge any additional fees or credit overpayment to deposit Account No. 19-0743.

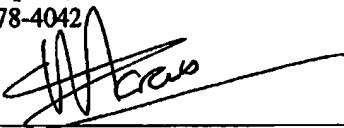
Respectfully Submitted

ALAN S. FISHER ET AL.

By their Representatives,

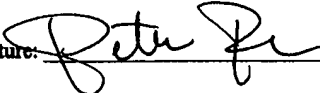
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P.O. Box 2938  
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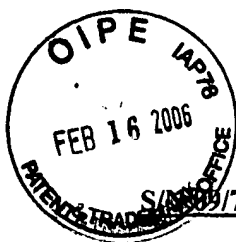
Date: 01/17/05

By:   
Andre L. Marais  
Reg. No: 48,095

**CERTIFICATE UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18 day of January 2006.

Name: Peter Robuffoni

Signature: 



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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Alan S. Fisher et al.	Examiner:	Kelly Scaggs Campen
Serial No.:	09/706,849	Group Art Unit:	3624
Filed:	November 07, 2000	Docket:	2043.086US2
Title:	METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING ELECTRONIC AUCTION INFORMATION		

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(c)(2), Applicants authorize the Commissioner to charge the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) to Deposit Account 19-0743. Please charge any additional fees or credit any overpayment to Deposit Account No. 19-0743.

Pursuant to 37 C.F.R. 1.98(a)(2), Applicants believe that copies of cited U.S. Patents and Published Applications are no longer required to be provided to the Office. Notification of this change was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004. Thus, Applicants have not included copies of any US Patents or Published Applications cited with this submission. Should the Office require copies to be provided, Applicants respectfully request that notice of such requirement be directed to Applicants' below-signed representative. Applicants acknowledge the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Serial No :09/706,849

Filing Date: November 07, 2000

Title: METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING ELECTRONIC AUCTION INFORMATION

Page 2  
Dkt: 2043.086US2

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

ALAN S. FISHER ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.


P.O. Box 2938

Minneapolis, MN 55402

408-278-4042

Date 01/17/06

By

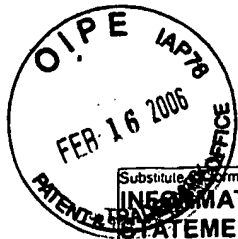
  
Andre L. Marais

Reg. No. 48,095

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Substitute Disclosure Form 1449A/PTO  
**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
(Use as many sheets as necessary)

Complete if Known

Application Number	09/706,849
Filing Date	November 7, 2000
First Named Inventor	Fisher, Alan
Group Art Unit	3624
Examiner Name	Campen, Kelly

Sheet 1 of 2

Attorney Docket No: 2043.086US2

## US PATENT DOCUMENTS

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
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	WO-9963461A1	12/09/1999	Dinwoodie, David L.	

## OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached

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Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)	<b>Complete if Known</b>	
	<b>Application Number</b>	09/706,849
	<b>Filing Date</b>	November 7, 2000
	<b>First Named Inventor</b>	Fisher, Alan
	<b>Group Art Unit</b>	3624
	<b>Examiner Name</b>	Campen, Kelly
Sheet 2 of 2	Attorney Docket No: 2043.086US2	

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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Substitute Disclosure Statement Form (PTO-1449)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alan S. Fisher et al.

Title: METHOD AND SYSTEM FOR PROCESSING AND TRANSMITTING ELECTRONIC AUCTION INFORMATION

Docket No.: 2043.086US2

Filed: November 7, 2000

Examiner: Kelly Scaggs Camper



Serial No.: 09/706,849

Due Date: March 30, 2006

Group Art Unit: 3624

MS Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ Petition to Withdraw Holding of Abandonment Under 37 C.F.R. 1.181 (2 pgs.).
- ☒ A copy of the documents filed January 18, 2006, along with a copy of the date-stamped postcard (20 pgs.).
- ☒ Return postcard.

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

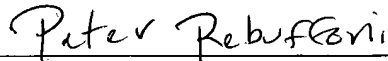
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
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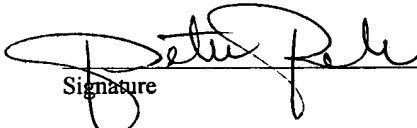
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